

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

MAIL STOP RCE

COMMISSIONER FOR PATENTS

P.O. BOX 1450

ALEXANDRIA, VA 22313-1450

NOV 05 2004

PATENT & TRADEMARK OFFICE

Application Number

09/944,545

Filing Date

August 31, 2001

First Named Inventor

Donald R. Mullen

Group Art Unit

2811

Examiner Name

Douglas W. Owens

Attorney Docket No.

57941.000038

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-captioned application.

Request for Continued Examination (RCE) practice under 37 C.F.R. § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. Submission required under 37 C.F.R. § 1.114 (Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).)

a. ☒ Previously submitted

i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 10/4/04
(Any unentered amendment(s) referred to above will be entered.)

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☐ Other:

b. ☐ Enclosed

i. ☐ Amendment/Reply

iii. ☐ Information Disclosure Statement (including Form PTO-SB/08A and References)

ii. ☐ Affidavit(s)/Declaration(s)

iv. ☐ Other:

2. Miscellaneous

a. ☐ Suspension of action on the above-captioned application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed three months; Fee under 37 C.F.R. § 1.17(i) required.)

b. ☐ Other:

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☒ The Fees are calculated as follows: **AMOUNT** ☐ Large Entity ☐ Small Entity

i. ☒ RCE BASIC FEE \$ **790.00** \$ 790.00 \$ 395.00

ii. ☐ EXTENSION FEES \$ **0.00** One-Month \$ 110.00 \$ 55.00

Two-Month 430.00 215.00

Three-Month 980.00 490.00

Four-Month 1530.00 765.00

Five-Month 2080.00 1040.00

iii. ☐ OTHER \$ **0.00** \$ 0.00 \$ 0.00

b. ☒ Check in the amount of \$ **790.00** is enclosed. The Commissioner is hereby authorized to charge any variance between the amount enclosed and the Patent Office charges to **Deposit Account No. 50-0206**.

c. ☐ The Commissioner is hereby authorized to charge the fees as indicated above, or credit any overpayments, to **Deposit Account No. 50-0206**.

SUBMITTED BY

Complete (if applicable)

Typed or Printed Name

Thomas E. Anderson

Registration No.

37,063

Signature

Date

November 5, 2004

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